

Vitellaro, Chandra

From: Garrahan Paul <Paul.Garrahan@doj.state.or.us>
Sent: Thursday, February 18, 2016 1:23 PM
To: DAVIS George; PEDERSEN Dick; GOLDFARB Gabriela * GOV (Gabriela.GOLDFARB@oregon.gov); MONRO David; DAVIS George; Narvaez, Madonna; Doolan, Stephanie; McClintock, Katie; McCullough, Hugh; Johnson, Steffan; ARMITAGE Sarah
Cc: DAVIS George; FLYNT Jennifer; FELDON Leah; DECONCINI Nina
Subject: RE: Friday Bullseye glass meeting and pre-meeting

Regarding Bullseye's reaction to EPA's participation, I have already told their attorney that we were hoping to have some EPA technical experts join us by telephone and he raised no objections to that.

Paul Garrahan

Oregon Department of Justice
971.673.1943 (Tue, Thu, Fri) (Portland)
503.947.4593 (Mon, Wed) (Salem)
503.929.7553 (Mobile)

From: DAVIS George [mailto:george.davis@state.or.us]
Sent: Thursday, February 18, 2016 1:14 PM
To: PEDERSEN Dick; GOLDFARB Gabriela * GOV (Gabriela.GOLDFARB@oregon.gov); MONRO David; DAVIS George; Narvaez, Madonna; Doolan, Stephanie; McClintock, Katie; McCullough, Hugh; Johnson, Steffan; ARMITAGE Sarah
Cc: DAVIS George; FLYNT Jennifer; FELDON Leah; DECONCINI Nina; GARRAHANPaul
Subject: Friday Bullseye glass meeting and pre-meeting

Hello everyone,

In anticipation of the Friday afternoon meeting between Bullseye Glass and their attorneys Perkins Coie (Bullseye/PC), and DEQ, DOJ and the Governor's Office staff, DEQ has scheduled a pre-meeting Friday morning to discuss the Bullseye/PC meeting. We apologize for the late notice, we know many of you have full schedules and won't be able to make it, but we ask that those who can please do so. We don't have an agenda yet, but hope to have something by the time the pre-meeting begins. The main purpose of this email is to get this on your calendars.

Pre-meeting date, time and location: Friday, 2/19, 10:00 am – 12:00 am (hopefully shorter than that) DEQ NWR office (700 NE Multnomah, 6th floor), room 601

We do not have a call-in number set up yet, we'll try to get that done before the pre-meeting and will forward the number to everyone in the morning.

Meeting date, time and location: Friday, 2/19, 2:00 pm – 4:00 pm, Perkins Coie office, 1120 NW Couch St., Portland, 10th floor

We do not have call-in information yet, but understand a call-in line will be set up. Again, we'll forward that information when we get it.

Important odds and ends:

The meeting with Bullseye/PC appears to involve discussion of both technical and non-technical topics. DEQ regards EPA's participation for the technical discussion as critical; however, we don't know how Bullseye/PC will feel about EPA's participation. If they object, we will have to figure out what to do on the fly.

Sarah, we hope you can attend the pre-meeting, and hope you will be able to call in for the afternoon Bullseye/PC meeting.

Possible/probable topics at the Bullseye/PC meeting:

Bullseye/PC requested the following from DEQ:

- To explain how the emissions data links Bullseye as the source of the emissions; and
- To provide the backup laboratory data that supports the air emissions sampling results that have been provided to them.

Suggested goals for the meeting from DEQ side:

- Listen and continue to build a cooperative, effective relationship;
- Provide the information we can to support our concerns about the health impacts of air emissions from Bullseye;
- Secure a longer commitment not to use any chromium, assuming we are not able to resolve the conversion, until we are able to reach a confident conclusion about risks;
- Confirm ongoing commitment not to use cadmium or arsenic;
- Start discussion about whether control technology option exists to control cadmium and arsenic emissions (and chromium, if necessary), or figure out a timeline and next steps toward resolving that question, and a discussion of technical and other state assistance that may be available to that end; and
- If we start to get a sense of a timeline and length of commitments Bullseye and we are making, start talking about documenting our commitments in writing, including a method to monitor to be able to provide public assurances that such agreement is being complied with.

Again, our apologies for the late notice and scant information, we hope to get things better sorted as the time gets closer.

George Davis

DEQ

503-229-5534

*****CONFIDENTIALITY NOTICE*****

This e-mail may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. If you are not the addressee or it appears from the context or otherwise that you have received this e-mail in error, please advise me immediately by reply e-mail, keep the contents confidential, and immediately delete the message and any attachments from your system.
